

2008 AUG 22 PM 4: 33

IFW

8/21/2008 10:18 AM FROM: 9198542084 Coats and Bennett, PLLC TO: +1 (571) 273-8300 PAGE: 001 OF 001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Zucherman, et al.

Patent No.: 7,306,628

Issued: December 11, 2007

For: Interspinous Process Apparatus and
Method with Selectably Expandable Spacer

Attorney's Docket No: 5910-183

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

PATENT ISSUED

RECEIVED
CENTRAL FAX CENTER

AUG 21 2008

RECEIVED

AUG 28 2008

OFFICE OF PETITIONS

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300
August 21, 2008

Date

Karen S. Schuller

This correspondence is being:

☐ electronically submitted via EFS-Web

CORRECTION OF PAYMENT OF SMALL ENTITY FEE UNDER 37 CFR 1.28(c)

Dear Sir:

Applicant respectfully informs the Patent Office that one of more Small Entity Fees were paid in error but in good faith in the above-referenced patent, as itemized below:

TYPE OF FEE ERRONEOUSLY PAID	DATE PAID	SMALL ENTITY FEE ACTUALLY PAID	CURRENT FEE AMOUNT FOR NON-SMALL ENTITY	DEFICIENCY OWED
Issue Fee	10/26/2007	\$700.00	\$1,440.00	\$740.00
TOTAL DEFICIENCY PAYMENT OWED				\$740.00

The Commissioner is authorized to charge the total deficiency payment owed, \$740.00, along with any deficiencies or credit any overpayments to Deposit Account 18-1167.

Respectfully submitted,

COATS & BENNETT, P.L.L.C.

08/26/2008 DALLEN 00000004 181167 10684847

01 FC:1461 740.00 DA

Dated: August 21, 2008

John R. Owen

Registration No.: 42,055

1400 Crescent Green, Suite 300

Cary, NC 27518

Telephone: (919) 854-1844

Facsimile: (919) 854-2084